

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 2. The Election Code is amended by changing
5 Section 11-8 as follows:

6 (10 ILCS 5/11-8)

7 (Section scheduled to be repealed on January 1, 2023)

8 Sec. 11-8. Vote centers.

9 (a) Notwithstanding any law to the contrary, election
10 authorities shall establish at least one location to be
11 located at an office of the election authority or in the
12 largest municipality within its jurisdiction where all voters
13 in its jurisdiction are allowed to vote on election day during
14 polling place hours, regardless of the precinct in which they
15 are registered. An election authority establishing such a
16 location under this Section shall identify the location and
17 any health and safety requirements by the 40th day preceding
18 the 2022 general primary election and the 2022 general
19 election and certify such to the State Board of Elections.

20 (b) This Section is repealed on July ~~January~~ 1, 2023.

21 (Source: P.A. 102-15, eff. 6-17-21; 102-668, eff. 11-15-21.)

22 Section 3. The Civil Administrative Code of Illinois is

1 amended by changing Section 5-565 as follows:

2 (20 ILCS 5/5-565) (was 20 ILCS 5/6.06)

3 Sec. 5-565. In the Department of Public Health.

4 (a) The General Assembly declares it to be the public
5 policy of this State that all residents of Illinois are
6 entitled to lead healthy lives. Governmental public health has
7 a specific responsibility to ensure that a public health
8 system is in place to allow the public health mission to be
9 achieved. The public health system is the collection of
10 public, private, and voluntary entities as well as individuals
11 and informal associations that contribute to the public's
12 health within the State. To develop a public health system
13 requires certain core functions to be performed by government.
14 The State Board of Health is to assume the leadership role in
15 advising the Director in meeting the following functions:

16 (1) Needs assessment.

17 (2) Statewide health objectives.

18 (3) Policy development.

19 (4) Assurance of access to necessary services.

20 There shall be a State Board of Health composed of 20
21 persons, all of whom shall be appointed by the Governor, with
22 the advice and consent of the Senate for those appointed by the
23 Governor on and after June 30, 1998, and one of whom shall be a
24 senior citizen age 60 or over. Five members shall be
25 physicians licensed to practice medicine in all its branches,

1 one representing a medical school faculty, one who is board
2 certified in preventive medicine, and one who is engaged in
3 private practice. One member shall be a chiropractic
4 physician. One member shall be a dentist; one an environmental
5 health practitioner; one a local public health administrator;
6 one a local board of health member; one a registered nurse; one
7 a physical therapist; one an optometrist; one a veterinarian;
8 one a public health academician; one a health care industry
9 representative; one a representative of the business
10 community; one a representative of the non-profit public
11 interest community; and 2 shall be citizens at large.

12 The terms of Board of Health members shall be 3 years,
13 except that members shall continue to serve on the Board of
14 Health until a replacement is appointed. Upon the effective
15 date of Public Act 93-975 (January 1, 2005), in the
16 appointment of the Board of Health members appointed to
17 vacancies or positions with terms expiring on or before
18 December 31, 2004, the Governor shall appoint up to 6 members
19 to serve for terms of 3 years; up to 6 members to serve for
20 terms of 2 years; and up to 5 members to serve for a term of
21 one year, so that the term of no more than 6 members expire in
22 the same year. All members shall be legal residents of the
23 State of Illinois. The duties of the Board shall include, but
24 not be limited to, the following:

25 (1) To advise the Department of ways to encourage
26 public understanding and support of the Department's

1 programs.

2 (2) To evaluate all boards, councils, committees,
3 authorities, and bodies advisory to, or an adjunct of, the
4 Department of Public Health or its Director for the
5 purpose of recommending to the Director one or more of the
6 following:

7 (i) The elimination of bodies whose activities are
8 not consistent with goals and objectives of the
9 Department.

10 (ii) The consolidation of bodies whose activities
11 encompass compatible programmatic subjects.

12 (iii) The restructuring of the relationship
13 between the various bodies and their integration
14 within the organizational structure of the Department.

15 (iv) The establishment of new bodies deemed
16 essential to the functioning of the Department.

17 (3) To serve as an advisory group to the Director for
18 public health emergencies and control of health hazards.

19 (4) To advise the Director regarding public health
20 policy, and to make health policy recommendations
21 regarding priorities to the Governor through the Director.

22 (5) To present public health issues to the Director
23 and to make recommendations for the resolution of those
24 issues.

25 (6) To recommend studies to delineate public health
26 problems.

1 (7) To make recommendations to the Governor through
2 the Director regarding the coordination of State public
3 health activities with other State and local public health
4 agencies and organizations.

5 (8) To report on or before February 1 of each year on
6 the health of the residents of Illinois to the Governor,
7 the General Assembly, and the public.

8 (9) To review the final draft of all proposed
9 administrative rules, other than emergency or peremptory
10 rules and those rules that another advisory body must
11 approve or review within a statutorily defined time
12 period, of the Department after September 19, 1991 (the
13 effective date of Public Act 87-633). The Board shall
14 review the proposed rules within 90 days of submission by
15 the Department. The Department shall take into
16 consideration any comments and recommendations of the
17 Board regarding the proposed rules prior to submission to
18 the Secretary of State for initial publication. If the
19 Department disagrees with the recommendations of the
20 Board, it shall submit a written response outlining the
21 reasons for not accepting the recommendations.

22 In the case of proposed administrative rules or
23 amendments to administrative rules regarding immunization
24 of children against preventable communicable diseases
25 designated by the Director under the Communicable Disease
26 Prevention Act, after the Immunization Advisory Committee

1 has made its recommendations, the Board shall conduct 3
2 public hearings, geographically distributed throughout the
3 State. At the conclusion of the hearings, the State Board
4 of Health shall issue a report, including its
5 recommendations, to the Director. The Director shall take
6 into consideration any comments or recommendations made by
7 the Board based on these hearings.

8 (10) To deliver to the Governor for presentation to
9 the General Assembly a State Health Assessment (SHA) and a
10 State Health Improvement Plan (SHIP). The first 5 such
11 plans shall be delivered to the Governor on January 1,
12 2006, January 1, 2009, January 1, 2016, January 1, 2021,
13 and December 31, 2023 ~~2022~~, and then every 5 years
14 thereafter.

15 The State Health Assessment and State Health
16 Improvement Plan shall assess and recommend priorities and
17 strategies to improve the public health system and, the
18 health status of Illinois residents, reduce health
19 disparities and inequities, and promote health equity. The
20 State Health Assessment and State Health Improvement Plan
21 development and implementation shall conform to national
22 Public Health Accreditation Board Standards. The State
23 Health Assessment and State Health Improvement Plan
24 development and implementation process shall be carried
25 out with the administrative and operational support of the
26 Department of Public Health.

1 The State Health Assessment shall include
2 comprehensive, broad-based data and information from a
3 variety of sources on health status and the public health
4 system including:

5 (i) quantitative data, if it is available, on the
6 demographics and health status of the population,
7 including data over time on health by gender identity,
8 sexual orientation, race, ethnicity, age,
9 socio-economic factors, geographic region, disability
10 status, and other indicators of disparity;

11 (ii) quantitative data on social and structural
12 issues affecting health (social and structural
13 determinants of health), including, but not limited
14 to, housing, transportation, educational attainment,
15 employment, and income inequality;

16 (iii) priorities and strategies developed at the
17 community level through the Illinois Project for Local
18 Assessment of Needs (IPLAN) and other local and
19 regional community health needs assessments;

20 (iv) qualitative data representing the
21 population's input on health concerns and well-being,
22 including the perceptions of people experiencing
23 disparities and health inequities;

24 (v) information on health disparities and health
25 inequities; and

26 (vi) information on public health system strengths

1 and areas for improvement.

2 The State Health Improvement Plan shall focus on
3 prevention, social determinants of health, and promoting
4 health equity as key strategies for long-term health
5 improvement in Illinois.

6 The State Health Improvement Plan shall identify
7 priority State health issues and social issues affecting
8 health, and shall examine and make recommendations on the
9 contributions and strategies of the public and private
10 sectors for improving health status and the public health
11 system in the State. In addition to recommendations on
12 health status improvement priorities and strategies for
13 the population of the State as a whole, the State Health
14 Improvement Plan shall make recommendations, provided that
15 data exists to support such recommendations, regarding
16 priorities and strategies for reducing and eliminating
17 health disparities and health inequities in Illinois;
18 including racial, ethnic, gender identification, sexual
19 orientation, age, disability, socio-economic, and
20 geographic disparities. The State Health Improvement Plan
21 shall make recommendations regarding social determinants
22 of health, such as housing, transportation, educational
23 attainment, employment, and income inequality.

24 The development and implementation of the State Health
25 Assessment and State Health Improvement Plan shall be a
26 collaborative public-private cross-agency effort overseen

1 by the SHA and SHIP Partnership. The Director of Public
2 Health shall consult with the Governor to ensure
3 participation by the head of State agencies with public
4 health responsibilities (or their designees) in the SHA
5 and SHIP Partnership, including, but not limited to, the
6 Department of Public Health, the Department of Human
7 Services, the Department of Healthcare and Family
8 Services, the Department of Children and Family Services,
9 the Environmental Protection Agency, the Illinois State
10 Board of Education, the Department on Aging, the Illinois
11 Housing Development Authority, the Illinois Criminal
12 Justice Information Authority, the Department of
13 Agriculture, the Department of Transportation, the
14 Department of Corrections, the Department of Commerce and
15 Economic Opportunity, and the Chair of the State Board of
16 Health to also serve on the Partnership. A member of the
17 Governor's staff shall participate in the Partnership and
18 serve as a liaison to the Governor's office.

19 The Director of Public Health shall appoint a minimum
20 of 15 other members of the SHA and SHIP Partnership
21 representing a range of public, private, and voluntary
22 sector stakeholders and participants in the public health
23 system. For the first SHA and SHIP Partnership after April
24 27, 2021 (the effective date of Public Act 102-4) ~~this~~
25 ~~amendatory Act of the 102nd General Assembly~~, one-half of
26 the members shall be appointed for a 3-year term, and

1 one-half of the members shall be appointed for a 5-year
2 term. Subsequently, members shall be appointed to 5-year
3 terms. Should any member not be able to fulfill his or her
4 term, the Director may appoint a replacement to complete
5 that term. The Director, in consultation with the SHA and
6 SHIP Partnership, may engage additional individuals and
7 organizations to serve on subcommittees and ad hoc efforts
8 to conduct the State Health Assessment and develop and
9 implement the State Health Improvement Plan. Members of
10 the SHA and SHIP Partnership shall receive no compensation
11 for serving as members, but may be reimbursed for their
12 necessary expenses if departmental resources allow.

13 The SHA and SHIP Partnership shall include
14 representatives of local health departments and
15 individuals with expertise who represent an array of
16 organizations and constituencies engaged in public health
17 improvement and prevention, such as non-profit public
18 interest groups, groups serving populations that
19 experience health disparities and health inequities,
20 groups addressing social determinants of health, health
21 issue groups, faith community groups, health care
22 providers, businesses and employers, academic
23 institutions, and community-based organizations.

24 The Director shall endeavor to make the membership of
25 the Partnership diverse and inclusive of the racial,
26 ethnic, gender, socio-economic, and geographic diversity

1 of the State. The SHA and SHIP Partnership shall be
2 chaired by the Director of Public Health or his or her
3 designee.

4 The SHA and SHIP Partnership shall develop and
5 implement a community engagement process that facilitates
6 input into the development of the State Health Assessment
7 and State Health Improvement Plan. This engagement process
8 shall ensure that individuals with lived experience in the
9 issues addressed in the State Health Assessment and State
10 Health Improvement Plan are meaningfully engaged in the
11 development and implementation of the State Health
12 Assessment and State Health Improvement Plan.

13 The State Board of Health shall hold at least 3 public
14 hearings addressing a draft of the State Health
15 Improvement Plan in representative geographic areas of the
16 State.

17 Upon the delivery of each State Health Assessment and
18 State Health Improvement Plan, the SHA and SHIP
19 Partnership shall coordinate the efforts and engagement of
20 the public, private, and voluntary sector stakeholders and
21 participants in the public health system to implement each
22 SHIP. The Partnership shall serve as a forum for
23 collaborative action; coordinate existing and new
24 initiatives; develop detailed implementation steps, with
25 mechanisms for action; implement specific projects;
26 identify public and private funding sources at the local,

1 State and federal level; promote public awareness of the
2 SHIP; and advocate for the implementation of the SHIP. The
3 SHA and SHIP Partnership shall implement strategies to
4 ensure that individuals and communities affected by health
5 disparities and health inequities are engaged in the
6 process throughout the 5-year cycle. The SHA and SHIP
7 Partnership shall regularly evaluate and update the State
8 Health Assessment and track implementation of the State
9 Health Improvement Plan with revisions as necessary. The
10 SHA and SHIP Partnership shall not have the authority to
11 direct any public or private entity to take specific
12 action to implement the SHIP.

13 The State Board of Health shall submit a report by
14 January 31 of each year on the status of State Health
15 Improvement Plan implementation and community engagement
16 activities to the Governor, General Assembly, and public.
17 In the fifth year, the report may be consolidated into the
18 new State Health Assessment and State Health Improvement
19 Plan.

20 (11) Upon the request of the Governor, to recommend to
21 the Governor candidates for Director of Public Health when
22 vacancies occur in the position.

23 (12) To adopt bylaws for the conduct of its own
24 business, including the authority to establish ad hoc
25 committees to address specific public health programs
26 requiring resolution.

1 (13) (Blank).

2 Upon appointment, the Board shall elect a chairperson from
3 among its members.

4 Members of the Board shall receive compensation for their
5 services at the rate of \$150 per day, not to exceed \$10,000 per
6 year, as designated by the Director for each day required for
7 transacting the business of the Board and shall be reimbursed
8 for necessary expenses incurred in the performance of their
9 duties. The Board shall meet from time to time at the call of
10 the Department, at the call of the chairperson, or upon the
11 request of 3 of its members, but shall not meet less than 4
12 times per year.

13 (b) (Blank).

14 (c) An Advisory Board on Necropsy Service to Coroners~~7~~
15 ~~which~~ shall counsel and advise with the Director on the
16 administration of the Autopsy Act. The Advisory Board shall
17 consist of 11 members, including a senior citizen age 60 or
18 over, appointed by the Governor, one of whom shall be
19 designated as chairman by a majority of the members of the
20 Board. In the appointment of the first Board the Governor
21 shall appoint 3 members to serve for terms of one ± year, 3 for
22 terms of 2 years, and 3 for terms of 3 years. The members first
23 appointed under Public Act 83-1538 shall serve for a term of 3
24 years. All members appointed thereafter shall be appointed for
25 terms of 3 years, except that when an appointment is made to
26 fill a vacancy, the appointment shall be for the remaining

1 term of the position vacant. The members of the Board shall be
2 citizens of the State of Illinois. In the appointment of
3 members of the Advisory Board, the Governor shall appoint 3
4 members who shall be persons licensed to practice medicine and
5 surgery in the State of Illinois, at least 2 of whom shall have
6 received post-graduate training in the field of pathology; 3
7 members who are duly elected coroners in this State; and 5
8 members who shall have interest and abilities in the field of
9 forensic medicine but who shall be neither persons licensed to
10 practice any branch of medicine in this State nor coroners. In
11 the appointment of medical and coroner members of the Board,
12 the Governor shall invite nominations from recognized medical
13 and coroners organizations in this State respectively. Board
14 members, while serving on business of the Board, shall receive
15 actual necessary travel and subsistence expenses while so
16 serving away from their places of residence.

17 (Source: P.A. 102-4, eff. 4-27-21; 102-558, eff. 8-20-21;
18 102-674, eff. 11-30-21; revised 6-7-22.)

19 Section 5. The Department of Commerce and Economic
20 Opportunity Law of the Civil Administrative Code of Illinois
21 is amended by changing Section 605-1045.1 as follows:

22 (20 ILCS 605/605-1045.1)

23 (Section scheduled to be repealed on January 1, 2023)

24 Sec. 605-1045.1. Restore Illinois Collaborative

1 Commission. The General Assembly finds and declares that this
2 amendatory Act of the 102nd General Assembly manifests the
3 intention of the General Assembly to extend the repeal of
4 Section 605-1045. Section 605-1045 as enacted and reenacted in
5 this Section shall be deemed to have been in continuous effect
6 since June 12, 2020 and it shall continue to be in effect
7 henceforward until it is otherwise lawfully repealed. All
8 previously enacted amendments to this Section taking effect on
9 or after June 12, 2020, are hereby validated. All actions
10 taken in reliance on the continuing effect of Section 605-1045
11 by any person or entity are hereby validated. In order to
12 ensure the continuing effectiveness of this Section, it is set
13 forth in full and reenacted by this amendatory Act of the 102nd
14 General Assembly. This reenactment is intended as a
15 continuation of this Section. It is not intended to supersede
16 any amendment to this Section that is enacted by the 102nd
17 General Assembly.

18 (a) The General Assembly hereby finds and declares that
19 the State is confronted with a public health crisis that has
20 created unprecedented challenges for the State's diverse
21 economic base. In light of this crisis, and the heightened
22 need for collaboration between the legislative and executive
23 branches, the General Assembly hereby establishes the Restore
24 Illinois Collaborative Commission. The members of the
25 Commission will participate in and provide input on plans to
26 revive the various sectors of the State's economy in the wake

1 of the COVID-19 pandemic.

2 (b) The Department may request meetings be convened to
3 address revitalization efforts for the various sectors of the
4 State's economy. Such meetings may include public
5 participation as determined by the Commission.

6 (c) The Department shall provide a written report to the
7 Commission and the General Assembly not less than every 30
8 days regarding the status of current and proposed
9 revitalization efforts. The written report shall include
10 applicable metrics that demonstrate progress on recovery
11 efforts, as well as any additional information as requested by
12 the Commission. The first report shall be delivered by July 1,
13 2020. The reports to the General Assembly shall be delivered
14 to all members, in addition to complying with the requirements
15 of Section 3.1 of the General Assembly Organization Act.

16 (d) The Restore Illinois Collaborative Commission shall
17 consist of 14 members, appointed as follows:

18 (1) four members of the House of Representatives
19 appointed by the Speaker of the House of Representatives;

20 (2) four members of the Senate appointed by the Senate
21 President;

22 (3) three members of the House of Representatives
23 appointed by the Minority Leader of the House of
24 Representatives; and

25 (4) three members of the Senate appointed by the
26 Senate Minority Leader.

1 (e) The Speaker of the House of Representatives and the
2 Senate President shall each appoint one member of the
3 Commission to serve as a Co-Chair. The Co-Chairs may convene
4 meetings of the Commission. The members of the Commission
5 shall serve without compensation.

6 (f) This Section is repealed January 1, 2024 ~~2023~~.

7 (Source: P.A. 102-577, eff. 8-24-21.)

8 Section 10. The Illinois Power Agency Act is amended by
9 changing Section 1-130 as follows:

10 (20 ILCS 3855/1-130)

11 (Section scheduled to be repealed on January 1, 2023)

12 Sec. 1-130. Home rule preemption.

13 (a) The authorization to impose any new taxes or fees
14 specifically related to the generation of electricity by, the
15 capacity to generate electricity by, or the emissions into the
16 atmosphere by electric generating facilities after the
17 effective date of this Act is an exclusive power and function
18 of the State. A home rule unit may not levy any new taxes or
19 fees specifically related to the generation of electricity by,
20 the capacity to generate electricity by, or the emissions into
21 the atmosphere by electric generating facilities after the
22 effective date of this Act. This Section is a denial and
23 limitation on home rule powers and functions under subsection
24 (g) of Section 6 of Article VII of the Illinois Constitution.

1 (b) This Section is repealed on January 1, 2024 ~~2023~~.

2 (Source: P.A. 101-639, eff. 6-12-20; 102-671, eff. 11-30-21.)

3 Section 15. The Illinois Immigrant Impact Task Force Act
4 is amended by changing Sections 5 and 10 as follows:

5 (20 ILCS 5156/5)

6 (Section scheduled to be repealed on January 1, 2023)

7 Sec. 5. Illinois Immigrant Impact Task Force.

8 (a) There is hereby established the Illinois Immigrant
9 Impact Task Force.

10 (b) The Task Force shall consist of 27 members appointed
11 as follows:

12 (1) one member appointed by the President of the
13 Senate;

14 (2) one member appointed by the Speaker of the House
15 of Representatives;

16 (3) one member appointed by the Minority Leader of the
17 Senate;

18 (4) one member appointed by the Minority Leader of the
19 House of Representatives;

20 (5) one representative of the Governor's Office;

21 (6) one representative of the Governor's Office of
22 Management and Budget;

23 (7) one representative of the Lieutenant Governor's
24 Office;

1 (8) the Executive Director of the Illinois Housing
2 Development Authority or his or her designee;

3 (9) the Secretary of Human Services or his or her
4 designee;

5 (10) the Director on Aging or his or her designee;

6 (11) the Director of Commerce and Economic Opportunity
7 or his or her designee;

8 (12) the Director of Children and Family Services or
9 his or her designee;

10 (13) the Director of Public Health or his or her
11 designee;

12 (14) the Director of Healthcare and Family Services or
13 his or her designee;

14 (15) the Director of Human Rights or his or her
15 designee;

16 (16) the Director of Employment Security or his or her
17 designee;

18 (17) the Director of Juvenile Justice or his or her
19 designee;

20 (18) the Director of Corrections or his or her
21 designee;

22 (19) the Executive Director of the Illinois Criminal
23 Justice Information Authority or his or her designee;

24 (20) the Chairman of the State Board of Education or
25 his or her designee;

26 (21) the Chairman of the Board of Higher Education or

1 his or her designee;

2 (22) the Chairman of the Illinois Community College
3 Board or his or her designee; and

4 (23) five representatives from organizations offering
5 aid or services to immigrants, appointed by the Governor.

6 (c) The Task Force shall convene as soon as practicable
7 after the effective date of this Act, and shall hold at least 6
8 meetings. Members of the Task Force shall serve without
9 compensation. The Department of Human Services, in
10 consultation with any other State agency relevant to the issue
11 of immigration in this State, shall provide administrative and
12 other support to the Task Force.

13 (d) The Task Force shall examine the following issues:

14 (1) what the State of Illinois is currently doing to
15 proactively help immigrant communities in this State,
16 including whether such persons are receiving help to
17 become citizens, receiving help to become business owners,
18 and receiving aid for educational purposes;

19 (2) what can the State do going forward to improve
20 relations between the State and immigrant communities in
21 this State;

22 (3) what is the status of immigrant communities from
23 urban, suburban, and rural areas of this State, and
24 whether adequate support and resources have been provided
25 to these communities;

26 (4) the extent to which immigrants in this State are

1 being discriminated against;

2 (5) whether the laws specifically intended to benefit
3 immigrant populations in this State are actually having a
4 beneficial effect;

5 (6) the practices and procedures of the federal
6 Immigration and Customs Enforcement agency within this
7 State;

8 (7) the use and condition of detention centers in this
9 State;

10 (8) all contracts in Illinois entered into with United
11 States Immigration and Customs Enforcement, including
12 contracts with private detention centers, the Illinois
13 State Police, and the Secretary of State's Office,
14 Division of Motor Vehicles;

15 (9) the impact of the COVID-19 pandemic on immigrant
16 communities, including health impact rates, employment
17 rates, housing, small businesses, and community
18 development;

19 (10) the disbursement of funds received by different
20 agencies that went to immigrant communities;

21 (11) language access programs and their impact on
22 helping immigrant communities better interact with State
23 agencies, and whether existing language access programs
24 are effective in helping immigrant communities interact
25 with the State. The Task Force shall also examine whether
26 all State agencies provide language access for non-English

1 speakers, and which agencies and in what regions of the
2 State is there a lack of language access that creates
3 barriers for non-English dominant speakers from accessing
4 support from the State;

5 (12) the extent to which disparities in access to
6 technology exist in immigrant communities and whether they
7 lead to educational, financial, and other disadvantages;
8 and

9 (13) the extent to which State programs intended for
10 vulnerable populations such as victims of trafficking,
11 crime, and abuse are being implemented or need to be
12 implemented.

13 (e) The Task Force shall report its findings and
14 recommendations based upon its examination of issues under
15 subsection (d) to the Governor and the General Assembly on or
16 before April 30, 2023 ~~December 31, 2022~~.

17 (Source: P.A. 102-236, eff. 8-2-21; 102-1071, eff. 6-10-22.)

18 (20 ILCS 5156/10)

19 (Section scheduled to be repealed on January 1, 2023)

20 Sec. 10. Repeal. This Act is repealed on May 1 ~~January 1~~,
21 2023.

22 (Source: P.A. 102-236, eff. 8-2-21.)

23 Section 20. The Special Commission on Gynecologic Cancers
24 Act is amended by changing Section 100-90 as follows:

1 (20 ILCS 5170/100-90)

2 (Section scheduled to be repealed on January 1, 2023)

3 Sec. 100-90. Repeal. This Article is repealed on January
4 1, 2028 ~~2023~~.

5 (Source: P.A. 102-4, eff. 4-27-21.)

6 Section 25. The Community Emergency Services and Support
7 Act is amended by changing Section 65 as follows:

8 (50 ILCS 754/65)

9 Sec. 65. PSAP and emergency service dispatched through a
10 9-1-1 PSAP; coordination of activities with mobile and
11 behavioral health services. Each 9-1-1 PSAP and emergency
12 service dispatched through a 9-1-1 PSAP must begin
13 coordinating its activities with the mobile mental and
14 behavioral health services established by the Division of
15 Mental Health once all 3 of the following conditions are met,
16 but not later than July ~~January~~ 1, 2023:

17 (1) the Statewide Committee has negotiated useful
18 protocol and 9-1-1 operator script adjustments with the
19 contracted services providing these tools to 9-1-1 PSAPs
20 operating in Illinois;

21 (2) the appropriate Regional Advisory Committee has
22 completed design of the specific 9-1-1 PSAP's process for
23 coordinating activities with the mobile mental and

1 behavioral health service; and

2 (3) the mobile mental and behavioral health service is
3 available in their jurisdiction.

4 (Source: P.A. 102-580, eff. 1-1-22.)

5 Section 30. The Developmental Disability and Mental
6 Disability Services Act is amended by changing Section 7A-1 as
7 follows:

8 (405 ILCS 80/7A-1)

9 (Section scheduled to be repealed on January 1, 2023)

10 Sec. 7A-1. Diversion from Facility-based Care Pilot
11 Program.

12 (a) The purposes of this Article are to:

13 (1) decrease the number of admissions to
14 State-operated facilities;

15 (2) address the needs of individuals receiving Home
16 and Community Based Services (HCBS) with intellectual
17 disabilities or developmental disabilities who are at risk
18 of facility-based care due to significant behavioral
19 challenges, some with a dual diagnosis of mental illness,
20 by providing a community-based residential alternative to
21 facility-based care consistent with their individual
22 plans, and to transition these individuals back to a
23 traditional community-integrated living arrangement or
24 other HCBS community setting program;

1 (3) create greater capacity within the short-term
2 stabilization homes by allowing individuals who need an
3 extended period of treatment to transfer to a long-term
4 stabilization home;

5 (4) stabilize the existing community-integrated living
6 arrangement homes where the presence of individuals with
7 complex behavioral challenges is disruptive to their
8 housemates; and

9 (5) add support services to enhance community service
10 providers who serve individuals with significant
11 behavioral challenges.

12 (b) Subject to appropriation or the availability of other
13 funds for these purposes at the discretion of the Department,
14 the Department shall establish the Diversion from
15 Facility-based Care Pilot Program consisting of at least 6
16 homes in various locations in this State in accordance with
17 this Article and the following model:

18 (1) the Diversion from Facility-based Care Model shall
19 serve individuals with intellectual disabilities or
20 developmental disabilities who are currently receiving
21 HCBS services and are at risk of facility-based care due
22 to significant behavioral challenges, some with a dual
23 diagnosis of mental illness, for a period ranging from one
24 to 2 years, or longer if appropriate for the individual;

25 (2) the Program shall be regulated in accordance with
26 the community-integrated living arrangement guidelines;

1 (3) each home shall support no more than 4 residents,
2 each having his or her own bedroom;

3 (4) if, at any point, an individual, his or her
4 guardian, or family caregivers, in conjunction with the
5 provider and clinical staff, believe the individual is
6 capable of participating in a HCBS service, those
7 opportunities shall be offered as they become available;
8 and

9 (5) providers shall have adequate resources,
10 experience, and qualifications to serve the population
11 target by the Program, as determined by the Department;

12 (6) participating Program providers and the Department
13 shall participate in an ongoing collaborative whereby best
14 practices and treatment experiences would be shared and
15 utilized;

16 (7) home locations shall be proposed by the provider
17 in collaboration with other community stakeholders;

18 (8) The Department, in collaboration with
19 participating providers, by rule shall develop data
20 collection and reporting requirements for participating
21 community service providers. Beginning December 31, 2020
22 the Department shall submit an annual report
23 electronically to the General Assembly and Governor that
24 outlines the progress and effectiveness of the pilot
25 program. The report to the General Assembly shall be filed
26 with the Clerk of the House of Representatives and the

1 Secretary of the Senate in electronic form only, in the
2 manner that the Clerk and the Secretary shall direct;

3 (9) the staffing model shall allow for a high level of
4 community integration and engagement and family
5 involvement; and

6 (10) appropriate day services, staff training
7 priorities, and home modifications shall be incorporated
8 into the Program model, as allowed by HCBS authorization.

9 (c) This Section is repealed on January 1, 2025 ~~2023~~.

10 (Source: P.A. 100-924, eff. 7-1-19.)

11 Section 40. The Transportation Network Providers Act is
12 amended by changing Section 34 as follows:

13 (625 ILCS 57/34)

14 (Section scheduled to be repealed on January 1, 2023)

15 Sec. 34. Repeal. This Act is repealed on September ~~January~~
16 1, 2023.

17 (Source: P.A. 101-639, eff. 6-12-20. Reenacted by P.A.
18 101-660, eff. 4-2-21. P.A. 102-7, eff. 5-28-21.)

19 Section 45. The Unified Code of Corrections is amended by
20 changing Sections 5-4.5-110 and 5-6-3.6 as follows:

21 (730 ILCS 5/5-4.5-110)

22 (Section scheduled to be repealed on January 1, 2023)

1 Sec. 5-4.5-110. SENTENCING GUIDELINES FOR INDIVIDUALS WITH
2 PRIOR FELONY FIREARM-RELATED OR OTHER SPECIFIED CONVICTIONS.

3 (a) DEFINITIONS. For the purposes of this Section:

4 "Firearm" has the meaning ascribed to it in Section
5 1.1 of the Firearm Owners Identification Card Act.

6 "Qualifying predicate offense" means the following
7 offenses under the Criminal Code of 2012:

8 (A) aggravated unlawful use of a weapon under
9 Section 24-1.6 or similar offense under the Criminal
10 Code of 1961, when the weapon is a firearm;

11 (B) unlawful use or possession of a weapon by a
12 felon under Section 24-1.1 or similar offense under
13 the Criminal Code of 1961, when the weapon is a
14 firearm;

15 (C) first degree murder under Section 9-1 or
16 similar offense under the Criminal Code of 1961;

17 (D) attempted first degree murder with a firearm
18 or similar offense under the Criminal Code of 1961;

19 (E) aggravated kidnapping with a firearm under
20 paragraph (6) or (7) of subsection (a) of Section 10-2
21 or similar offense under the Criminal Code of 1961;

22 (F) aggravated battery with a firearm under
23 subsection (e) of Section 12-3.05 or similar offense
24 under the Criminal Code of 1961;

25 (G) aggravated criminal sexual assault under
26 Section 11-1.30 or similar offense under the Criminal

1 Code of 1961;

2 (H) predatory criminal sexual assault of a child
3 under Section 11-1.40 or similar offense under the
4 Criminal Code of 1961;

5 (I) armed robbery under Section 18-2 or similar
6 offense under the Criminal Code of 1961;

7 (J) vehicular hijacking under Section 18-3 or
8 similar offense under the Criminal Code of 1961;

9 (K) aggravated vehicular hijacking under Section
10 18-4 or similar offense under the Criminal Code of
11 1961;

12 (L) home invasion with a firearm under paragraph
13 (3), (4), or (5) of subsection (a) of Section 19-6 or
14 similar offense under the Criminal Code of 1961;

15 (M) aggravated discharge of a firearm under
16 Section 24-1.2 or similar offense under the Criminal
17 Code of 1961;

18 (N) aggravated discharge of a machine gun or a
19 firearm equipped with a device designed or used for
20 silencing the report of a firearm under Section
21 24-1.2-5 or similar offense under the Criminal Code of
22 1961;

23 (O) unlawful use of firearm projectiles under
24 Section 24-2.1 or similar offense under the Criminal
25 Code of 1961;

26 (P) manufacture, sale, or transfer of bullets or

1 shells represented to be armor piercing bullets,
2 dragon's breath shotgun shells, bolo shells, or
3 flechette shells under Section 24-2.2 or similar
4 offense under the Criminal Code of 1961;

5 (Q) unlawful sale or delivery of firearms under
6 Section 24-3 or similar offense under the Criminal
7 Code of 1961;

8 (R) unlawful discharge of firearm projectiles
9 under Section 24-3.2 or similar offense under the
10 Criminal Code of 1961;

11 (S) unlawful sale or delivery of firearms on
12 school premises of any school under Section 24-3.3 or
13 similar offense under the Criminal Code of 1961;

14 (T) unlawful purchase of a firearm under Section
15 24-3.5 or similar offense under the Criminal Code of
16 1961;

17 (U) use of a stolen firearm in the commission of an
18 offense under Section 24-3.7 or similar offense under
19 the Criminal Code of 1961;

20 (V) possession of a stolen firearm under Section
21 24-3.8 or similar offense under the Criminal Code of
22 1961;

23 (W) aggravated possession of a stolen firearm
24 under Section 24-3.9 or similar offense under the
25 Criminal Code of 1961;

26 (X) gunrunning under Section 24-3A or similar

1 offense under the Criminal Code of 1961;

2 (Y) defacing identification marks of firearms
3 under Section 24-5 or similar offense under the
4 Criminal Code of 1961; and

5 (Z) armed violence under Section 33A-2 or similar
6 offense under the Criminal Code of 1961.

7 (b) APPLICABILITY. For an offense committed on or after
8 January 1, 2018 (the effective date of Public Act 100-3) ~~this~~
9 ~~amendatory Act of the 100th General Assembly~~ and before
10 January 1, 2024 ~~2023~~, when a person is convicted of unlawful
11 use or possession of a weapon by a felon, when the weapon is a
12 firearm, or aggravated unlawful use of a weapon, when the
13 weapon is a firearm, after being previously convicted of a
14 qualifying predicate offense the person shall be subject to
15 the sentencing guidelines under this Section.

16 (c) SENTENCING GUIDELINES.

17 (1) When a person is convicted of unlawful use or
18 possession of a weapon by a felon, when the weapon is a
19 firearm, and that person has been previously convicted of
20 a qualifying predicate offense, the person shall be
21 sentenced to a term of imprisonment within the sentencing
22 range of not less than 7 years and not more than 14 years,
23 unless the court finds that a departure from the
24 sentencing guidelines under this paragraph is warranted
25 under subsection (d) of this Section.

26 (2) When a person is convicted of aggravated unlawful

1 use of a weapon, when the weapon is a firearm, and that
2 person has been previously convicted of a qualifying
3 predicate offense, the person shall be sentenced to a term
4 of imprisonment within the sentencing range of not less
5 than 6 years and not more than 7 years, unless the court
6 finds that a departure from the sentencing guidelines
7 under this paragraph is warranted under subsection (d) of
8 this Section.

9 (3) The sentencing guidelines in paragraphs (1) and
10 (2) of this subsection (c) apply only to offenses
11 committed on and after January 1, 2018 (the effective date
12 of Public Act 100-3) ~~this amendatory Act of the 100th~~
13 ~~General Assembly~~ and before January 1, 2024 ~~2023~~.

14 (d) DEPARTURE FROM SENTENCING GUIDELINES.

15 (1) At the sentencing hearing conducted under Section
16 5-4-1 of this Code, the court may depart from the
17 sentencing guidelines provided in subsection (c) of this
18 Section and impose a sentence otherwise authorized by law
19 for the offense if the court, after considering any factor
20 under paragraph (2) of this subsection (d) relevant to the
21 nature and circumstances of the crime and to the history
22 and character of the defendant, finds on the record
23 substantial and compelling justification that the sentence
24 within the sentencing guidelines would be unduly harsh and
25 that a sentence otherwise authorized by law would be
26 consistent with public safety and does not deprecate the

1 seriousness of the offense.

2 (2) In deciding whether to depart from the sentencing
3 guidelines under this paragraph, the court shall consider:

4 (A) the age, immaturity, or limited mental
5 capacity of the defendant at the time of commission of
6 the qualifying predicate or current offense, including
7 whether the defendant was suffering from a mental or
8 physical condition insufficient to constitute a
9 defense but significantly reduced the defendant's
10 culpability;

11 (B) the nature and circumstances of the qualifying
12 predicate offense;

13 (C) the time elapsed since the qualifying
14 predicate offense;

15 (D) the nature and circumstances of the current
16 offense;

17 (E) the defendant's prior criminal history;

18 (F) whether the defendant committed the qualifying
19 predicate or current offense under specific and
20 credible duress, coercion, threat, or compulsion;

21 (G) whether the defendant aided in the
22 apprehension of another felon or testified truthfully
23 on behalf of another prosecution of a felony; and

24 (H) whether departure is in the interest of the
25 person's rehabilitation, including employment or
26 educational or vocational training, after taking into

1 account any past rehabilitation efforts or
2 dispositions of probation or supervision, and the
3 defendant's cooperation or response to rehabilitation.

4 (3) When departing from the sentencing guidelines
5 under this Section, the court shall specify on the record,
6 the particular evidence, information, factor or factors,
7 or other reasons which led to the departure from the
8 sentencing guidelines. When departing from the sentencing
9 range in accordance with this subsection (d), the court
10 shall indicate on the sentencing order which departure
11 factor or factors outlined in paragraph (2) of this
12 subsection (d) led to the sentence imposed. The sentencing
13 order shall be filed with the clerk of the court and shall
14 be a public record.

15 (e) This Section is repealed on January 1, 2024 ~~2023~~.

16 (Source: P.A. 100-3, eff. 1-1-18.)

17 (730 ILCS 5/5-6-3.6)

18 (Section scheduled to be repealed on January 1, 2023)

19 Sec. 5-6-3.6. First Time Weapon Offender Program.

20 (a) The General Assembly has sought to promote public
21 safety, reduce recidivism, and conserve valuable resources of
22 the criminal justice system through the creation of diversion
23 programs for non-violent offenders. This amendatory Act of the
24 100th General Assembly establishes a pilot program for
25 first-time, non-violent offenders charged with certain weapons

1 offenses. The General Assembly recognizes some persons,
2 particularly young adults in areas of high crime or poverty,
3 may have experienced trauma that contributes to poor decision
4 making skills, and the creation of a diversionary program
5 poses a greater benefit to the community and the person than
6 incarceration. Under this program, a court, with the consent
7 of the defendant and the State's Attorney, may sentence a
8 defendant charged with an unlawful use of weapons offense
9 under Section 24-1 of the Criminal Code of 2012 or aggravated
10 unlawful use of a weapon offense under Section 24-1.6 of the
11 Criminal Code of 2012, if punishable as a Class 4 felony or
12 lower, to a First Time Weapon Offender Program.

13 (b) A defendant is not eligible for this Program if:

14 (1) the offense was committed during the commission of
15 a violent offense as defined in subsection (h) of this
16 Section;

17 (2) he or she has previously been convicted or placed
18 on probation or conditional discharge for any violent
19 offense under the laws of this State, the laws of any other
20 state, or the laws of the United States;

21 (3) he or she had a prior successful completion of the
22 First Time Weapon Offender Program under this Section;

23 (4) he or she has previously been adjudicated a
24 delinquent minor for the commission of a violent offense;

25 (5) he or she is 21 years of age or older; or

26 (6) he or she has an existing order of protection

1 issued against him or her.

2 (b-5) In considering whether a defendant shall be
3 sentenced to the First Time Weapon Offender Program, the court
4 shall consider the following:

5 (1) the age, immaturity, or limited mental capacity of
6 the defendant;

7 (2) the nature and circumstances of the offense;

8 (3) whether participation in the Program is in the
9 interest of the defendant's rehabilitation, including any
10 employment or involvement in community, educational,
11 training, or vocational programs;

12 (4) whether the defendant suffers from trauma, as
13 supported by documentation or evaluation by a licensed
14 professional; and

15 (5) the potential risk to public safety.

16 (c) For an offense committed on or after January 1, 2018
17 ~~(the effective date of Public Act 100-3) ~~this amendatory Act~~~~
18 ~~of the 100th General Assembly~~ and before January 1, 2024 ~~2023~~,
19 whenever an eligible person pleads guilty to an unlawful use
20 of weapons offense under Section 24-1 of the Criminal Code of
21 2012 or aggravated unlawful use of a weapon offense under
22 Section 24-1.6 of the Criminal Code of 2012, which is
23 punishable as a Class 4 felony or lower, the court, with the
24 consent of the defendant and the State's Attorney, may,
25 without entering a judgment, sentence the defendant to
26 complete the First Time Weapon Offender Program. When a

1 defendant is placed in the Program, the court shall defer
2 further proceedings in the case until the conclusion of the
3 period or until the filing of a petition alleging violation of
4 a term or condition of the Program. Upon violation of a term or
5 condition of the Program, the court may enter a judgment on its
6 original finding of guilt and proceed as otherwise provided by
7 law. Upon fulfillment of the terms and conditions of the
8 Program, the court shall discharge the person and dismiss the
9 proceedings against the person.

10 (d) The Program shall be at least 18 months and not to
11 exceed 24 months, as determined by the court at the
12 recommendation of the Program administrator and the State's
13 Attorney. The Program administrator may be appointed by the
14 Chief Judge of each Judicial Circuit.

15 (e) The conditions of the Program shall be that the
16 defendant:

17 (1) not violate any criminal statute of this State or
18 any other jurisdiction;

19 (2) refrain from possessing a firearm or other
20 dangerous weapon;

21 (3) obtain or attempt to obtain employment;

22 (4) attend educational courses designed to prepare the
23 defendant for obtaining a high school diploma or to work
24 toward passing high school equivalency testing or to work
25 toward completing a vocational training program;

26 (5) refrain from having in his or her body the

1 presence of any illicit drug prohibited by the
2 Methamphetamine Control and Community Protection Act, the
3 Cannabis Control Act, or the Illinois Controlled
4 Substances Act, unless prescribed by a physician, and
5 submit samples of his or her blood or urine or both for
6 tests to determine the presence of any illicit drug;

7 (6) perform a minimum of 50 hours of community
8 service;

9 (7) attend and participate in any Program activities
10 deemed required by the Program administrator, including
11 but not limited to: counseling sessions, in-person and
12 over the phone check-ins, and educational classes; and

13 (8) pay all fines, assessments, fees, and costs.

14 (f) The Program may, in addition to other conditions,
15 require that the defendant:

16 (1) wear an ankle bracelet with GPS tracking;

17 (2) undergo medical or psychiatric treatment, or
18 treatment or rehabilitation approved by the Department of
19 Human Services; and

20 (3) attend or reside in a facility established for the
21 instruction or residence of defendants on probation.

22 (g) There may be only one discharge and dismissal under
23 this Section. If a person is convicted of any offense which
24 occurred within 5 years subsequent to a discharge and
25 dismissal under this Section, the discharge and dismissal
26 under this Section shall be admissible in the sentencing

1 proceeding for that conviction as evidence in aggravation.

2 (h) For purposes of this Section, "violent offense" means
3 any offense in which bodily harm was inflicted or force was
4 used against any person or threatened against any person; any
5 offense involving the possession of a firearm or dangerous
6 weapon; any offense involving sexual conduct, sexual
7 penetration, or sexual exploitation; violation of an order of
8 protection, stalking, hate crime, domestic battery, or any
9 offense of domestic violence.

10 (i) This Section is repealed on January 1, 2024 ~~2023~~.

11 (Source: P.A. 102-245, eff. 8-3-21.)

12 Section 50. The Disposition of Remains of the Indigent Act
13 is amended by changing Section 35 as follows:

14 (755 ILCS 66/35)

15 (Section scheduled to be repealed on December 31, 2022)

16 Sec. 35. Repealer. This Act is repealed on December 31,
17 2027 ~~2022~~.

18 (Source: P.A. 100-526, eff. 6-1-18.)

19 Section 55. "An Act concerning criminal law", approved
20 August 20, 2021, Public Act 102-490, is amended by changing
21 Section 99 as follows:

22 (P.A. 102-490, Sec. 99)

1 Sec. 99. Effective date. This Act takes effect on January
2 1, 2024 ~~2023~~.

3 (Source: P.A. 102-490.)

4 Section 99. Effective date. This Act takes effect upon
5 becoming law.